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February 11, 2008

Hon. Gerald E. Lynch  
United States District Court  
Southern District of New York  
500 Pearl Street, RM 910  
New York, NY 10007**By Fax: (212) 805-0436**RE: Great American Ins. Co. of New York, et al. v.  
FRANCIS E ROEHRIG, et al.  
07 CIV. 8811 (GEL)(FM)  
Our Ref: GA 7943

Hon. Sir:

We represent the plaintiff herein. This action involves damage to a pier in located in Stamford, Connecticut, where defendant tugboat negligently broke and dislodged ice formations. Said ice then crashed into the pier causing damages of \$60,330.00.

A summons and complaint in admiralty was filed with the Clerk of the Court on October 12, 2007, and an amended complaint was filed on October 15, 2007. Pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, we have 120 days to serve the defendants. The 120 day period expires on today's date, February 11, 2008.

Immediately after filing suit, our client began negotiating directly with the defendant tug owner and manager. Our client felt by not serving the lawsuit on the defendants it would encourage settlement negotiations. Plaintiff insurance company and defendants have agreed to settle the case for a sum certain, however, the settlement has not yet been consummated because of complex insuring conditions involving several insurers.

We feel having more time to serve defendants will help consummate the settlement faster. Thus, pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, we respectfully request an Order granting the plaintiff ~~an additional~~ 60 days to serve defendants Roehrig Maritime LLC, TUG Francis E Roehrig LLC and CR Harbour Towing & Transportation LLC. To expire on April 11, 2008. } \*

Thank you.

Respectfully,



KTM/

SO ORDERED,

  
Gerald E. Lynch, U.S.D.J.

2/4/08